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- and -

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Counsel to the Debtors and  
Debtors in Possession

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
RICHMOND DIVISION

- - - - - x  
In re: : Chapter 11  
:   
CIRCUIT CITY STORES, INC., : Case No. 08-35653 (KRH)  
et al., :   
:   
Debtors. : Jointly Administered  
- - - - - x

**ORDER SUSTAINING DEBTORS' SEVENTY-FIFTH OMNIBUS OBJECTION TO  
CLAIMS (RECLASSIFICATION OF CERTAIN CLAIMS UNDER THE BENEFIT  
RESTORATION PLAN)**

Upon the Debtors' Seventy-Fifth Omnibus Objection to  
Claims (Reclassification of Certain Claims Under the Benefit  
Restoration Plan) (the "Objection")<sup>1</sup>, seeking, among other

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<sup>1</sup> Capitalized terms not otherwise defined herein shall have the meanings ascribed to such terms in the Objection.

things, that, for those reasons set forth in the Objection, the Claims specifically identified on Exhibit C attached to the Objection be reclassified in their entirety to general unsecured non-priority claims; and it appearing that notice and service of the Objection was proper and sufficient and that no other further notice or service of the Objection need be given; and it further appearing that no response was timely filed or properly served by the Claimants being affected by this Order; and it appearing that the relief requested in the Objection is in the best interest of the Debtors, their estates and creditors and other parties in interest; and after due deliberation thereon; and good and sufficient cause appearing therefor, it is hereby

**ORDERED, ADJUDGED AND DECREED THAT:**

1. The Objection is SUSTAINED.
2. The Claims identified on Exhibit A, as attached hereto and incorporated herein, are hereby reclassified in their entirety to general, unsecured, non-priority claims for all purposes in these bankruptcy cases.
3. The Debtors' rights to object to any claim, including (without limitation) the Claims included in the Objection, on any grounds that applicable law permits are not waived and are expressly reserved.

4. The Debtors shall serve a copy of this Order on the Claimants included on the exhibit to this Order on or before seven (7) days from the entry of this Order.

5. This Court shall retain jurisdiction to hear and determine all matters arising from or relating to this Order.

Dated: Richmond, Virginia

Jun 17 2010, 2010

/s/ Kevin R. Huennekens

HONORABLE KEVIN R. HUENNEKENS  
UNITED STATES BANKRUPTCY JUDGE

Entered on docket: June 18 2010

WE ASK FOR THIS:

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- and -

/s/ Douglas M. Foley\_\_\_\_\_  
Douglas M. Foley (VSB No. 34364)  
Sarah B. Boehm (VSB No. 45201)  
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901 E. Cary Street  
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(804) 775-1000

Counsel to the Debtors  
and Debtors in Possession

**CERTIFICATION OF ENDORSEMENT UNDER LOCAL RULE 9022-1(C)**

Pursuant to Local Bankruptcy Rule 9022-1(C), I hereby  
certify that the foregoing proposed order has been endorsed  
by or served upon all necessary parties.

\_\_\_\_/s/ Douglas M. Foley\_\_\_\_\_  
Douglas M. Foley

In re Circuit City Stores, Inc, et al.  
Case No. 08-35653 (KRH)

Debtors' Seventy-Fifth Omnibus Objection to Claims  
(Reclassification Of Certain Claims Under The Benefit  
Restoration Plan)

EXHIBIT A

CLAIM TO BE MODIFIED	CLAIM AS DOCKETED*	CLAIM AS MODIFIED
<p>Claim: 4499 Date Filed: 01/23/2009 Docketed Total: \$346,607.00 Filing Creditor Name and Address: CECIL, DAVID W 2700 E BRIGSTOCK RD MIDLOTHIAN, VA 23113-3901</p>	<p>Claim Holder Name and Address Case Number: 08-35653 Docketed Total: \$346,607.00 CECIL, DAVID W 2700 E BRIGSTOCK RD MIDLOTHIAN, VA 23113-3901 <u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$346,607.00</p>	<p>Case Number: 08-35653 Modified Total: \$346,607.00 <u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$346,607.00</p>
<p>Claim: 5703 Date Filed: 01/27/2009 Docketed Total: \$1,796,704.00 Filing Creditor Name and Address: DENNEY, WILLIAM C 2904 NORTHLAKE DR RICHMOND, VA 23233</p>	<p>Claim Holder Name and Address Case Number: 08-35653 Docketed Total: \$1,796,704.00 DENNEY, WILLIAM C 2904 NORTHLAKE DR RICHMOND, VA 23233 <u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$1,796,704.00</p>	<p>Case Number: 08-35653 Modified Total: \$1,796,704.00 <u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$1,796,704.00</p>
<p>Claim: 1761 Date Filed: 12/18/2008 Docketed Total: \$0.00 Filing Creditor Name and Address: DOUGLAS, PETER A 5792 FAIRWOOD TRACE NW ACWORTH, GA 30101</p>	<p>Claim Holder Name and Address Case Number: 08-35653 Docketed Total: UNL DOUGLAS, PETER A 5792 FAIRWOOD TRACE NW ACWORTH, GA 30101 <u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$0.00</p>	<p>Case Number: 08-35653 Modified Total: \$0.00 <u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$0.00</p>
<p>Claim: 4495 Date Filed: 01/23/2009 Docketed Total: \$1,281,794.00 Filing Creditor Name and Address: LAWSON JERRY L 3021 NORTH LAKE DRIVE RICHMOND, VA 23233</p>	<p>Claim Holder Name and Address Case Number: 08-35653 Docketed Total: \$1,281,794.00 LAWSON, JERRY L 3021 NORTH LAKE DRIVE RICHMOND, VA 23233 <u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$1,281,794.00</p>	<p>Case Number: 08-35653 Modified Total: \$1,281,794.00 <u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$1,281,794.00</p>

\* "UNL" denotes an unliquidated claim.

In re Circuit City Stores, Inc, et al.  
Case No. 08-35653 (KRH)

Debtors' Seventy-Fifth Omnibus Objection to Claims  
(Reclassification Of Certain Claims Under The Benefit  
Restoration Plan)

EXHIBIT A

CLAIM TO BE MODIFIED	CLAIM AS DOCKETED*	CLAIM AS MODIFIED
<p>Claim: 8312 Date Filed: 01/23/2009 Docketed Total: \$904,789.00 Filing Creditor Name and Address: LUCAS RICHARD B 139 SUMMER ST NORWELL, MA 02061</p>	<p>Claim Holder Name and Address Case Number: 08-35653 Docketed Total: \$904,789.00 LUCAS, RICHARD B 12053 LAYTON DRIVE GLEN ALLEN, VA 23059 <u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$904,789.00</p>	<p>Case Number: 08-35653 Modified Total: \$904,789.00 <u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$904,789.00</p>
<p>Claim: 4498 Date Filed: 01/23/2009 Docketed Total: \$904,288.10 Filing Creditor Name and Address: MIERENFELD GARY M 2724 STONEGATE COURT MIDLOTHIAN, VA 23113</p>	<p>Claim Holder Name and Address Case Number: 08-35653 Docketed Total: \$904,288.10 MIERENFELD, GARY M 2724 STONEGATE COURT MIDLOTHIAN, VA 23113 <u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$904,288.10</p>	<p>Case Number: 08-35653 Modified Total: \$904,288.10 <u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$904,288.10</p>
<p>Claim: 2198 Date Filed: 01/05/2009 Docketed Total: \$1,074.44 Filing Creditor Name and Address: PASINI, GEORGE R 415 LAMBIANCE DRIVE BLDG 1 UNIT 405 LONGBOAT KEY, FL 34228</p>	<p>Claim Holder Name and Address Case Number: 08-35653 Docketed Total: \$1,074.44 PASINI, GEORGE R 415 LAMBIANCE DRIVE BLDG 1 UNIT 405 LONGBOAT KEY, FL 34228 <u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$1,074.44</p>	<p>Case Number: 08-35653 Modified Total: \$1,074.44 <u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$1,074.44</p>
<p>Claim: 6309 Date Filed: 01/27/2009 Docketed Total: \$1,723,951.00 Filing Creditor Name and Address: PHILIP J DUNN 11465 BARRINGTON BRIDGE CT RICHMOND, VA 23233</p>	<p>Claim Holder Name and Address Case Number: 08-35653 Docketed Total: \$1,723,951.00 DUNN, PHILIP J 11465 BARRINGTON BRIDGE CT RICHMOND, VA 23233 <u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$1,723,951.00</p>	<p>Case Number: 08-35653 Modified Total: \$1,723,951.00 <u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$1,723,951.00</p>
		<p><b>Total Claims To Be Modified: 8</b> <b>Total Amount As Docketed: \$6,959,207.54</b> <b>Total Amount As Modified: \$6,959,207.54</b></p>

\* "UNL" denotes an unliquidated claim.

Imaged Certificate of Service Page 7 of 7  
**CERTIFICATE OF NOTICE**

District/off: 0422-7  
Case: 08-35653

User: frenchs  
Form ID: pdforder

Page 1 of 1  
Total Noticed: 1

Date Rcvd: Jun 18, 2010

The following entities were noticed by first class mail on Jun 20, 2010.  
aty +Gregg M. Galardi, Skadden Arps Slate Meagher, & Flom LLP, One Rodney Sq., PO Box 636,  
Wilmington, DE 19899-0636

The following entities were noticed by electronic transmission.  
NONE.

TOTAL: 0

\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

NONE.

TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.  
USPS regulations require that automation-compatible mail display the correct ZIP.

**I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.**

**Meeting of Creditor Notices only (Official Form 9): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.**

Date: Jun 20, 2010

Signature:

